

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

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NML CAPITAL LTD.,

Plaintiff,

Case No. 2:14-cv-00492-RFB-VCF

v.

THE REPUBLIC OF ARGENTINA,

Defendant.

NML CAPITAL LTD.,

Plaintiff,

Case No. 2:14-cv-01573-LDG-PAL

v.

THE REPUBLIC OF ARGENTINA,

Defendant.

ORDER

At issue here is the possible assignment under one judge of NML Capital, Ltd. v. Republic of Argentina, 2:14-cv-00492-RFB-VCF, presently before Judge Richard F. Boulware, II, and NML Capital, Ltd. v. Republic of Argentina, 2:14-cv-01573-LDG-PAL, presently before Judge Lloyd D. George.

On October 2, 2014, Plaintiff NML Capital, Ltd. ("NML") filed on both dockets a Notice of Related Cases that included a request for these two cases to be assigned to a single magistrate judge, Judge Ferenbach, and a single district judge, Judge Boulware, pursuant to Local Rule 7-2.1. 2:14-cv-00492-RFB-VCF, ECF No. 50; 2:14-cv-01573-LDG-PAL, ECF No. 6. NML argues that these two actions involve the same two primary parties, arise out of the same efforts

1 to collect judgments against Argentina, and require the two courts to consider the same legal
 2 questions. Id. at 2–3. “As such, assigning [2:14-cv-01573-LDG-PAL] to Magistrate Judge
 3 Ferenbach and District Judge Boulware would be in the interest of judicial economy, decrease
 4 the possibility of a substantial duplication of labor, and minimize the possibility of inconsistent
 5 rulings.” Id. at 3:4–7.

6 On October 3, 2014, The 123 Entities and Val de Loire, LLC filed a Notice of Non-
 7 Opposition on their respective dockets. 2:14-cv-00492-RFB-VCF, ECF No. 51; 2:14-cv-01573-
 8 LDG-PAL, ECF No. 7. The 123 Entities and Val de Loire, LLC “agree with NML’s position”
 9 and “are amenable to having both pending litigations assigned to Magistrate Judge Ferenbach
 10 and District Judge Boulware.” Id. at 2:7–11. No other documents, opposing or non-opposing,
 11 were filed regarding the matter of reassignment. I have consulted with Judge George, and he
 12 agrees that I should resolve this request, pursuant to Local Rule 7-2.1, for assignment of these
 13 cases to a single judge.

14 Under Local Rule 7-2.1, cases are related if

15 (a) Both actions involve the same parties and are based on the same or
 16 similar claim;

17 (b) Both actions involved the same property, transaction or event;

18 (c) Both actions involve similar questions of fact and the same question of
 19 law and their assignment to the same district judge and/or magistrate judge
 is likely to effect a substantial savings of judicial effort, either because the
 same result should follow in both actions or otherwise; or,

20 (d) For any other reason, it would entail substantial duplication of labor if
 21 the actions were heard by different district judges or magistrate judges.
 The assigned judges will make a determination regarding the
 22 consolidation of the actions.

23 Upon review of the record in both actions, it appears that, for the reasons given in Notice
 24 of Related Cases, these two cases are sufficiently related to justify assignment to a single judge.
 25 Proceeding before two separate district courts will result in substantial duplication of labor and
 26 effort, and judicial efficiency will be best served if these two matters are heard by one district

1 judge and one magistrate judge. Judge George has agreed to relinquish his case so the two cases
2 can be consolidated before this Court.

3 Accordingly, IT IS ORDERED that case no. 2:14-cv-01573-LDG-PAL shall be
4 ASSIGNED to District Judge Richard F. Boulware, II and matters therein REFERRED, as
5 appropriate, to Magistrate Judge Cam Ferenbach.

6 DATED this 4th day of November, 2014.

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9 RICHARD F. BOULWARE, II
10 United States District Judge
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